

Regular Session, 2010

HOUSE BILL NO. 1093

BY REPRESENTATIVE FANNIN

BUDGETARY CONTROLS: Requires legislative approval of certain construction contracts and changes to construction contracts issued by the Recovery School District

1 AN ACT

2 To amend and reenact R.S. 17:1990(B)(1)(d), relative to the powers, duties, and functions
3 of the Recovery School District, to require legislative approval of certain
4 expenditures, contracts, and changes to contracts, regarding capital expenses; and to
5 provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 17:1990(B)(1)(d) is hereby amended and reenacted to read as
8 follows:

9 §1990. Recovery School District; creation; governance; operation

10 * * *

11 B.(1)(a)

12 * * *

13 (d) The school district shall not be required to utilize or obtain the approval
14 of any state agency, including but not limited to the division of administration or any
15 office within the division of administration or any procurement support team or
16 similar group, when procuring data processing and telecommunications goods or
17 services or in the procurement of materials, supplies, or major repairs or in the
18 disposition of property. However, the school district shall comply with all other
19 applicable provisions of Title 39 of the Louisiana Revised Statutes of 1950 regarding
20 such procurement and disposition of property. Furthermore, notwithstanding any

1 provision of law to the contrary, the school district shall be required to receive Joint
2 Legislative Committee on the Budget approval of any public works contract in
3 excess of one hundred thousand dollars that would be considered a capital expense.
4 The school district shall further receive Joint Legislative Committee on the Budget
5 approval for any change order in excess of one hundred thousand dollars for a project
6 undertaken that would be considered a capital expense.
7 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Fannin

HB No. 1093

Abstract: Requires the Recovery School District to receive Joint Legislative Committee on the Budget approval of capital expenses and change orders in excess of \$100,000.

Present law provides for the powers, duties, and functions of the Recovery School District (RSD). Provides that the RSD shall not be required to utilize or obtain the approval of any state agency when procuring data processing and telecommunications goods or services or in the procurement of materials, supplies, or major repairs or in the disposition of property. Requires the RSD to comply with all other applicable provisions of present law (Title 39) regarding such procurement and disposition of property.

Proposed law retains present law but requires approval of the Joint Legislative Committee on the Budget (JLCB) of any public works contract in excess of \$100,000 that would be considered a capital expense. Further requires JLCB approval for any change order in excess of \$100,000 for a project undertaken that would be considered a capital expense.

(Amends R.S. 17:1990(B)(1)(d))